

## REQUEST FOR COUNCIL ACTION

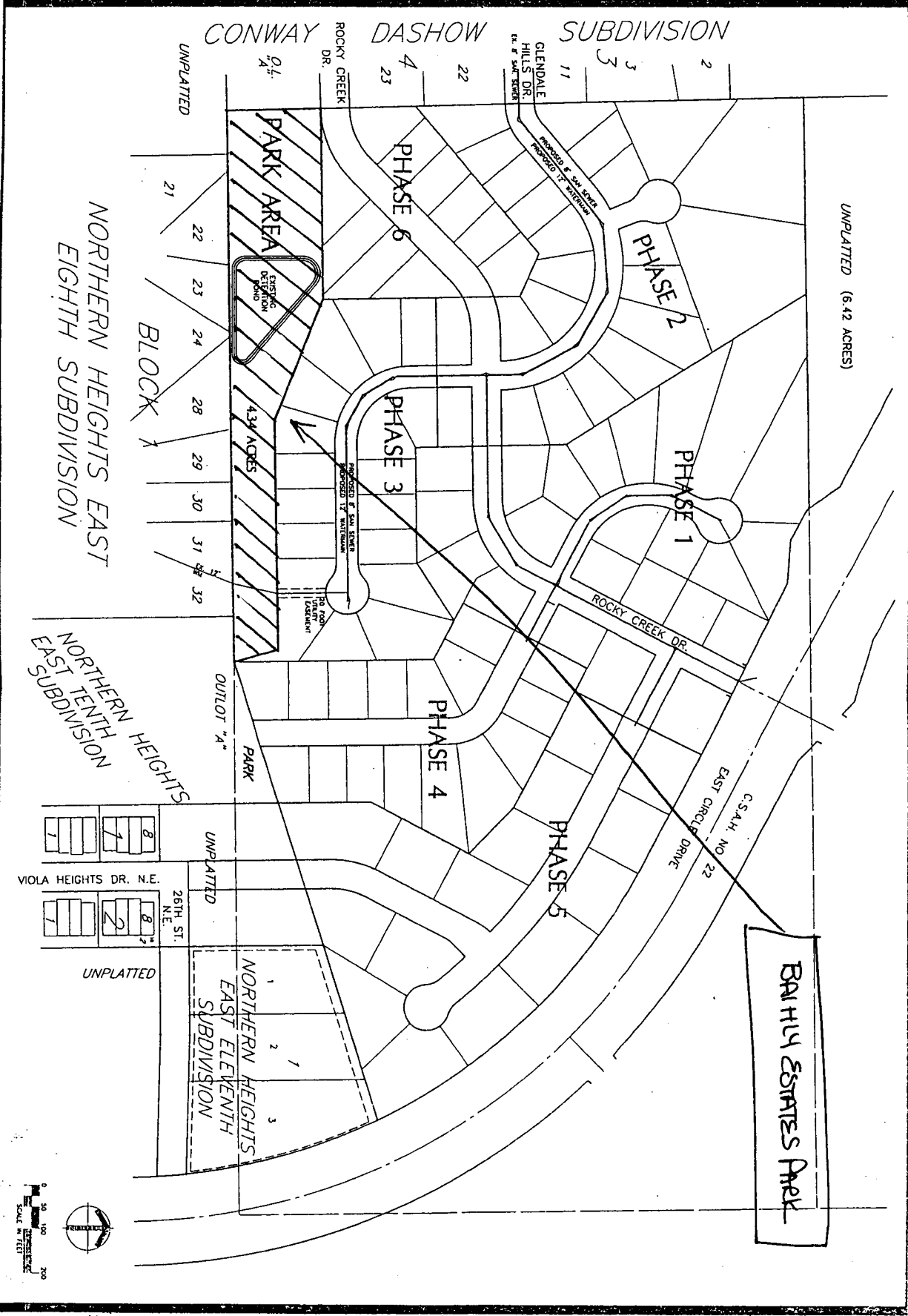
MEETING

DATE: 5/19/03

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<b>AGENDA SECTION:</b> Consent Agenda	<b>ORIGINATING DEPT:</b> City Clerk	<b>ITEM NO.</b> D-9
<b>ITEM DESCRIPTION:</b> Annexation of Baihly Estates Park Property in Haverhill Township		<b>PREPARED BY:</b> Judy Scherr
<p>On December 7, 1998, the City annexed two pieces of land in Haverhill Township. One 13+ acre parcel was for Arnold Bomgaards. The other 4.43-acre parcel was a strip of land to the south of the Bomgaards property known as Baihly Estates Park. This piece of land is a ravine that now contains a storm water detention pond.</p> <p>The second 4.43 parcel was never given a first reading at that meeting or followed up at future meetings. There may have been a problem with the legal description of the property at that time. The Planning Department, in updating their zoning map, found that the property was still in the county. The property is now surrounded by the city limits and needs to be annexed to the city.</p> <p>This property will come in zoned R-1.</p> <p><u>COUNCIL ACTION REQUESTED</u></p> <p>A motion approving the annexation of 4.43 acres of land in Section 19 of Haverhill Township known as Baihly Estates Park property and instructing the City Attorney to prepare the required ordinance for adoption.</p>		
<b>COUNCIL ACTION:</b> Motion by: _____ Second by: _____ to: _____		

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BAILY ESTATES PARK

GENERAL DEVELOPMENT PLAN  
NORTHERN HEIGHTS NORTH  
ROCHESTER, MINNESOTA

**YAGGY COLBY ASSOCIATES**  
ARCHITECTS  
PLANNERS  
LANDSCAPE ARCHITECTS  
120 N. 1ST ST. SUITE 200  
ROCHESTER, MN 55901  
TEL: 337-0000

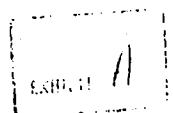
PROJECT NO.	22-23
DATE	01/07/85
BY	YCA/MS
CHECKED BY	
DATE	
SCALE	1" = 100'
SHEET	1

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That part of the South Half of the Southwest Quarter of Section 19, Township 107 North, Range 13 West, Olmsted County, Minnesota, described as follows:

Beginning at the southwest corner of said Southwest Quarter; thence easterly on a Minnesota State Plane Grid Azimuth from north of 89 degrees 08 minutes 53 seconds along the south line of said Southwest Quarter 1259.94 feet to the southeast corner of the Southwest Quarter of said Southwest Quarter; thence northwesterly 344 degrees 14 minutes 25 seconds azimuth 103.48 feet; thence westerly 269 degrees 08 minutes 53 seconds azimuth 525.00 feet; thence westerly 291 degrees 29 minutes 48 seconds azimuth 296.16 feet; thence westerly 269 degrees 08 minutes 53 seconds azimuth 436.36 feet to the west line of said Southwest Quarter; thence southerly 178 degrees 37 minutes 23 seconds azimuth along said west line 212.62 feet to the point of beginning.

Said tract contains 4.34 acres more or less.



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RECORD OF OFFICIAL PROCEEDINGS OF THE COMMON COUNCIL  
CITY OF ROCHESTER, MINNESOTA

Regular Council Meeting No. 34 – December 7, 1998

5425

Agenda Item	
<p>X</p>	<p>Councilmembers Senjem moved, Evans seconded, to approve Annexation by Ordinance Petition #98-15 by Arnold Bomgaars and instruct the City Attorney to prepare the required ordinance for adoption. Ayes (7), Nays (0). Motion carried.</p> <p>Councilmembers Evans moved, Senjem seconded, to approve annexation of the park located to the south of the Arnold Bomgaars property and instruct the City Attorney to prepare the required ordinance for adoption. Ayes (7), Nays (0). Motion carried.</p>
D-9	<p>A Hearing on Type III, Phase II Land Subdivision Permit #98-30 by Arnold Bomgaars to be known as Northern Heights North 3<sup>rd</sup> Subdivision located south of Rocky Creek Drive, west of East Circle Drive.</p> <p>Wishing to be heard was Wade Dumond, Yaggy-Colby, representing the applicant. Mr. Dumond noted that conditions 2, 3 and 4 have been complied with and can be removed; they are in agreement with the remaining conditions.</p> <p>Councilmember Evans asked about the size of cul-de-sac and where parking is to be accommodated. Wade Dumond stated that the cul-de-sacs are the dimensions that have been designed for many years and cannot actually be parked on because of the driveways. Mr. Dumond also noted their agreement with the revision of the directional "NE" being added to the roadway name of Glendale Hills Lane.</p> <p>Councilmember Senjem asked about the function of Condition No. 5, No Parking – Fire Lane. Is it a condition that should be in effect on all cul-de-sacs?</p> <p>Mr. Dumond stated that he thought it was a new idea that was placed as a condition on the plat and has not shown up on other plats.</p> <p>Mitzi Baker, Planning Department, stated that the Fire Department asked that the cul-de-sac be posted as no parking</p> <p>Having no one further wishing to be heard, President Hunziker closed the hearing.</p> <p>Councilmembers asked for an explanation from the Fire Department as to the reason for the no parking signs in a cul-de-sac prior to putting it in as a condition to plats. Justification should be provided at a committee-of-the-whole meeting in the future for such conditions. They agreed that Condition No. 4 be removed as a condition to the plat.</p> <p>Councilmembers Senjem moved, Stobaugh seconded, to approve Type III, Phase II Land Subdivision Permit #98-30 by Arnold Bomgaars to be known as Northern Heights North 3<sup>rd</sup> Subdivision with four conditions. Ayes (7), Nays (0). Motion carried.</p>
D-10	<p>A Hearing on 1999 Applications for State Transit Assistance.</p> <p>Having no one wishing to be heard, President Hunziker closed the hearing.</p>